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April 22, 2010

Cynthia T. Brown  
Chief, Section of Administration  
Office of Proceedings  
Surface Transportation Board  
395 E Street, SW  
Washington, DC 20423

VIA ELECTRONIC FILING

Re: STB Finance Docket No. 35141  
U S Rail Corporation – Construction and Operation Exemption –  
Brookhaven Rail Terminal

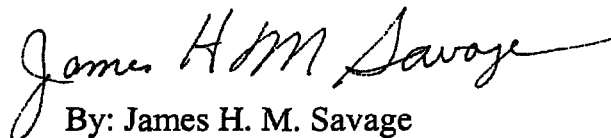
And

STB Finance Docket No. 35036  
Suffolk & Southern Rail Road LLC-Lease and Operation Exemption-Sills  
Road Realty, LLC

Dear Ms. Brown,

Please accept the accompanying certification of service of the Joint Letter  
Petition filed this day in behalf of U S Rail Corporation in the above referenced  
proceedings.

Very truly yours,  
John D. Heffner, PLLC



By: James H. M. Savage  
Of counsel

Attorneys for Petitioner  
U S Rail Corporation

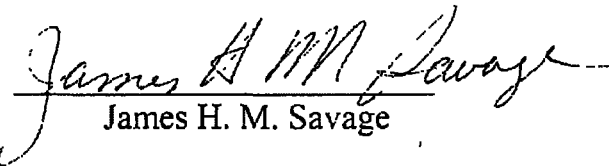
JHS/mhd

Att.

cc: Mark D. Cuthbertson (via electronic mail, w/att.)  
Robert Ryback (via First Class mail, w/att.)  
Thomas Stilling (via electronic mail, w/att.)

### CERTIFICATION OF SERVICE

I, James H. M. Savage, an attorney-at-law of the District of Columbia, certify that I have served this day by electronic mail a true copy of the within pleading upon counsel for the Town of Brookhaven and by first class mail upon the New York State Department of Transportation.

  
James H. M. Savage

Dated: April 22, 2010